

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Colin G. Caro et al.
TITLE : HELICAL STENT
APPLICATION NO. : 10/549,355
FILED : July 31, 2006
CONFIRMATION NO. : 6723
EXAMINER : Jocelin C. Tanner
ART UNIT : 4133
LAST OFFICE ACTION : November 4, 2008
ATTORNEY DOCKET NO. : DEHN 200009

**LETTER ACCOMPANYING PETITION FOR EXTENSION OF TIME UNDER 37 CFR
1.136(a)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The shortened statutory period for responding to the Office Action dated November 4, 2008 in connection with the above-captioned patent application expired on February 4, 2009. Applicants herewith petition for a one month extension of time, extending that date until March 4, 2009.

The purpose for requesting a one month extension is because applicants are filing a continuation application on even date herewith. Therefore, the instant application needs to be kept in force at least until the continuation application is filed. If applicants decide to pursue a response to the pending Office Action, that response will

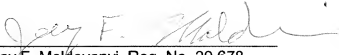
be filed in due course, before the expiration of the statutory period.

Respectfully submitted,

Fay Sharpe LLP

March 3, 2009

Date


Jay F. Moldovanyi, Reg. No. 29,678
The Halle Building, 5th Floor
1228 Euclid Avenue
Cleveland, Ohio 44115-1843
216.363.9000

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) is (are) being

- ☐ deposited with the United States Postal Service as First Class Mail, addressed to: Mail Stop None, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☒ transmitted to the USPTO by electronic transmission via EFS-Web on the date indicated below.

Express Mail Label No.:

Signature: 

Date: March 3, 2004

Name: Kathleen A. Nimrichter

N:\DEHN\200039\US\KAND011501V001.docx